

MINUTES
VILLAGE OF LAKE PARK COUNCIL MEETING
3801 LAKE PARK ROAD, LAKE PARK, NC
PUBLIC HEARING – PROPOSED 2009 -2010 BUDGET AND REGULAR SESSION
7:00 P.M. MAY 12, 2009

ATTENDING: Mayor Kendall Spence
Mayor Pro-Tem: Sandy Coughlin
Council Members: Greg Crosby, Virginia Currence,
Jo Waybright, Clint Newton
Finance Officer – Cheryl Bennett
Village Clerk/Tax Collector – Cheri Clark
Attorney Ken Swain

CALL TO ORDER: Mayor Kendall Spence called the Public Hearing for the Proposed 2009 – 2010 Budget to order.

PLEDGE OF ALLEGIANCE: Mayor Kendall Spence led the Pledge of Allegiance to the Flag of the United States of America.

PUBLIC COMMENT: Ken Swain read the following e-mail into the public hearing:

I submit the following comments for consideration by the Lake Park Village Council at the Public Hearing on the proposed 2009-2010 Budget scheduled for May 12, 2009 at 7pm. These comments are based upon the initial Proposed Budget for the Village of Lake Park which was distributed on May 1, 2009 and do not reflect changes made during subsequent Council meetings.

1. Budget Message should be expanded to include proposed program changes and anticipated accomplishments not just budget numbers and rates. Each member of council should include a short statement of what they expect to accomplish in the upcoming year – Significant and meaningful accomplishments
2. Investment Revenue – Provide public with estimates of current amounts of reserves and what they are earning....for example, the \$12K in investment revenue in the proposed budget might have been generated from a 4% return on \$300K.
3. Use explanatory footnotes where needed....storm water fee basis for example
4. Some years ago, a special report on swimming pool costs was produced. This report noted the goal of having users pay for the entire cost for operating the pool. This report should be updated annually and progress towards the goal noted
5. Is it possible to identify how much of the sales and use tax is generated within Lake Park?
6. Capital outlay for community center expansion should remain at zero until Council has provided citizens with more information as suggested in previous email testimony at public hearing.
7. Maintenance of Common Areas: a. Council should consider establishing a public works staff position to assist in routine maintenance and contract monitoring. Citizen complaints should be formally documented and formal written reports of monthly inspections of contractual work should be instituted. Payment for

contractual work should not be made until a formal report, either final or periodic, of satisfactory completion of the work has been completed and entered into the record. Sole source contracting should be avoided and multiple competing bids should be sought on all major service contracts.

8. What happened to the results from the Economic Development Survey that was conducted with public funds in 2008?

9. Contract negotiations (not just approvals) for major contracts such as garbage, landscaping, and pool management should involve at least two or three council members and Village staff.

10. Special rates and contractual conditions for waste collection in different home types should be publicized and explained to homeowners....examples include the special commercial rates for the condos and the fact that homeowners in the Garden District Phase 2, which has mandatory landscaping services, are prohibited from including yard waste in their weekly pickup yet they pay the same property tax rates as other homes.

11. Why no budget for street signs?

12. Newsletter should not be used for advertising of local businesses or for political publicity.

13. Public records such as Council and Parks and Recreation meeting agendas and meeting minutes should be posted in a more timely fashion on the web site. A maximum of a one month delay following formal approval of agendas and minutes seems reasonable.

14. Personal View of Funding Priorities: 1. Storm Water Education, Repairs and Inspection 2. Implementing recommendations from Common Area Planning Task Force and establishing a Public Works Staff position, Instituting formal written monthly inspections of contract performance and recording citizen complaints; Sole source contracting should be avoided and multiple competing bids should be sought on all major service contracts., ; 3. Consider adding an additional deputy. NC wide ratio of police officers to population is 1.5 officers per 1000. With a population in excess of 3000, Lake Park should have 4.5 officers. We only have 2 officers. I would support a small tax increase that included any or all of these three items and at the same time reflected that consideration was given to my other 13 comments.

Thanks for the opportunity to provide comments on the 2009/2010 budget.

Norris Jeffrey

3912 Balsam Street

Lake Park NC 28079

Cheryl Bennett discussed the fact that cost increases in waste collection, election cost, deputies, power and a 3% salary increase have created the first VOLP budget over a million dollars. The proposed tax rate will increase from \$0.21 to \$0.23 per \$100. Greg Crosby stated that the only salary increase would be for staff only not the Council.

Village of Lake Park Budget Message 2009/2010

The fiscal year 2009/2010 Village of Lake Park Budget is hereby submitted to the Village Council for their consideration, in accordance with The Local Government Budget and Fiscal Control Act.

The total proposed budget (excluding Powell Bill) for 2009/10 is \$1,009,232, which is an increase of \$48,305 or 5% over the prior year. Powell Bill revenues and expenditures are projected at \$85,500.

The proposed tax rate is \$0.23/ \$100 valuation. Taxes are anticipated to be collected at a rate of 98% for real and personal property, and 92% for motor vehicles. Based on preliminary taxable value estimates of \$231,231,677 for real and personal property, this yields \$521,196 for ad valorem tax. Based on preliminary motor vehicle assessments of \$25,128,117 this yields \$53,171 in motor vehicle tax.

Appropriations from Fund Balance are \$79,098.

The budget provides for maintaining the current level of services. Costs have increased for garbage collection services (up \$16,000), elections (up \$2,900), street lights (up \$4,000) and for the two contract deputies (up \$17,216). The budget also provides for salary increases of 3%.

This is the first year we are billing for stormwater fees, the rate is a flat \$30 per residential home, and \$100 per business; which results in a total stormwater revenue of \$38,000. Funds will be used to meet required stormwater regulations, and to renovate ponds which are part of the stormwater system.

Respectfully submitted this 12th day of May, 2009.

Cheryl Bennett, Finance/Budget Officer

VILLAGE OF LAKE PARK PROPOSED 2009 – 2010 BUDGET

| | Current Year | | 2009-10 |
|---|---------------------------|---------------|-----------------|
| | Jul '08 - March 09 | Budget | Proposed |
| General Fund | | | |
| Revenue | | | |
| s | | | |
| Other revenues | | | |
| Approp. Fund Balance | 0.00 | 52,122 | 79,098 |
| Payment Kirby Prk Sidewalk | 16,314.95 | 4,500 | 0 |
| National Night Out | 320.00 | 4,890 | 0 |
| Civil Penalties | 200.00 | 200 | 400 |
| Investment revenue | 6,969.53 | 21,000 | 12,000 |
| Miscellaneous | 1,715.35 | 600 | 545 |
| Cable franchise-from Time Warner | 1,570.00 | 2,800 | 3,000 |
| Total Other revenues | 27,089.83 | 86,112 | 95,043 |
| Stormwater Fee | 0.00 | 0 | 38,000 |

| | | | |
|---|-------------------|----------------|------------------|
| Parks & Recreation Revenue | | | |
| Recreation Program Fees | 1,034.70 | 200 | 1,000 |
| Community Center rental | 2,295.00 | 2,800 | 2,800 |
| Gazebo rental | 60.00 | 400 | 100 |
| Recreation Concession Sales | 0.00 | 800 | 0 |
| Recreation daily swim fees | 3,571.84 | 6,200 | 6,200 |
| Recreation season pass fees | 2,687.00 | 50,000 | 50,000 |
| Total Parks & Recreation Revenue | 9,648.54 | 60,400 | 60,100 |
| Property Taxes | | | |
| Ad valorem current year | 474,175.78 | 477,784 | 521,196 |
| Ad valorem prior years | 8,738.21 | 4,200 | 4,600 |
| Late fees (ad) | 102.49 | 92 | 0 |
| Motor vehicle tax | 33,029.27 | 51,010 | 53,171 |
| Penalties and interest | 1,916.57 | 1,250 | 1,344 |
| Utility ad valorem | 6,519.98 | 7,000 | 5,478 |
| Total Property Taxes | 524,482.30 | 541,336 | 585,789 |
| State Shared Revenues | | | |
| Solid Waste Disposal Tax | 455.69 | 0 | 1,500 |
| Telecom. Franchise | 956.00 | 600 | 1,800 |
| Piped Gas | 3,945.00 | 1,400 | 5,000 |
| Electric Franchise Tax | 30,977.59 | 70,000 | 60,000 |
| Cable Rev. (from State) | 11,653.45 | 18,000 | 22,000 |
| Sales and use tax | 79,157.05 | 190,000 | 140,000 |
| Total State Shared Revenues | 127,144.78 | 280,000 | 230,300 |
| Total Revenues | 688,365.45 | 967,848 | 1,009,232 |
| Expense | | | |
| Capital Outlay | | | |
| Com. Center Addition | 2,500.00 | 4,500 | 0 |
| Capital Outlay Exp. Reserve for Capital Replacement | 1,100.00 | 10,000 | 10,000 |
| | 0.00 | 10,000 | 10,000 |
| Total Capital Outlay | 3,600.00 | 24,500 | 20,000 |
| General Administrative Expenses | | | |
| Adm Assistant | 144.00 | 600 | 500 |
| Clerk/Tax Collector | 32,088.78 | 42,785 | 44,100 |
| Council | 8,250.00 | 11,000 | 11,000 |
| Finance Officer | 7,702.47 | 10,270 | 10,600 |
| Mayor | 2,250.00 | 3,000 | 3,000 |
| Payroll Expenses | 3,858.30 | 5,400 | 5,536 |
| Total General Administrative Expenses | 54,293.55 | 73,055 | 74,736 |
| Maintenance of Common Areas | | | |
| Landscaping | 111,024.00 | 165,000 | 165,000 |
| Park maintenance | 14,069.29 | 33,000 | 29,000 |
| Pond maintenance | 8,340.00 | 10,000 | 10,000 |
| Total Maintenance of Common Areas | 133,433.29 | 208,000 | 204,000 |
| Operating Costs | | | |

| | | | |
|-------------------------------------|-------------------|----------------|------------------|
| Advertising | 40.42 | 400 | 300 |
| Association dues | 2,880.00 | 2,880 | 3,000 |
| Bank charges | 0.00 | 20 | 20 |
| Elections | 560.25 | 800 | 3,700 |
| Insurance/bonds | 8,683.08 | 9,800 | 9,400 |
| Miscellaneous oper. exp. | 80.96 | 630 | 800 |
| Newsletter/website/flyers | 1,693.43 | 2,700 | 2,600 |
| Office | 1,435.11 | 7,100 | 3,400 |
| Postage | 343.92 | 400 | 600 |
| Tax collection | 1,265.88 | 1,270 | 1,600 |
| Telephone | 2,048.93 | 2,900 | 2,980 |
| Training | 150.00 | 700 | 1,200 |
| Travel | 23.24 | 500 | 500 |
| Total Operating Costs | 19,205.22 | 30,100 | 30,100 |
| Other Expenditures | | | |
| Economic Development | 691.27 | 2,500 | 2,000 |
| Contingency | 0.00 | 8,000 | 20,000 |
| Total Other Expenditures | 691.27 | 10,500 | 22,000 |
| Stormwater | 3,320.00 | 12,000 | 38,000 |
| Parks & Recreation | | | |
| Pool Operations | 160.99 | 1,000 | 1,600 |
| Comm. center maintenance | 4,475.70 | 8,919 | 8,800 |
| Seasonal Decorations | 12,487.42 | 12,500 | 10,000 |
| Natural Gas | 819.78 | 1,200 | 1,200 |
| Pool maintenance | 5,511.99 | 21,500 | 9,500 |
| Pool management fee | 19,286.50 | 46,880 | 46,880 |
| Recreation programs | 1,648.89 | 2,300 | 1,800 |
| Storage Rental | 1,193.40 | 1,194 | 1,300 |
| Water/Sewer | 1,412.58 | 3,000 | 2,200 |
| Total Parks & Recreation | 46,997.25 | 98,493 | 83,280 |
| Professional Fees | | | |
| Accountant | 4,100.00 | 4,200 | 4,400 |
| Legal Counsel | 7,124.94 | 10,000 | 10,000 |
| Engineering Fees | 0.00 | 2,500 | 0 |
| Total Professional Fees | 11,224.94 | 16,700 | 14,400 |
| Public Services/Safety | | | |
| Street Signs | 1,680.00 | 3,500 | 2,500 |
| National Night Out | 1,485.88 | 7,000 | 0 |
| Community Watch | 0.00 | 1,000 | 0 |
| Garbage collection | 169,284.96 | 257,000 | 273,000 |
| Law enforcement | 132,718.00 | 133,000 | 150,216 |
| Street Lights | 71,866.04 | 93,000 | 97,000 |
| Total Public Services/Safety | 377,035 | 494,500 | 522,716 |
| Total Expense | 649,800.40 | 967,848 | 1,009,232 |
| Net General Fund | 38,565.05 | 0 | 0 |

| | | | |
|-----------------------------|-------------------|----------------|---------------|
| Powell Bill Revenues | | | |
| Fund Bal. from Powell Bill | 0.00 | 112,624 | 0 |
| Interest - Powell Funds | 452.73 | 400 | 500 |
| Powell Bill Revenue | 96,089.45 | 96,089 | 85,000 |
| Total | 96,542.18 | 209,113 | 85,500 |
| Powell Bill Expense | | | |
| Street Exp. - Powell Bill | 93,819.97 | 209,113 | 85,500 |
| Total Powell Bill | 93,819.97 | 209,113 | 85,500 |
| Net Powell Bill | \$2,722.21 | \$0 | \$0 |

| | |
|------------|---------------|
| Tax rate | 0.2300 |
| Prop value | \$231,231,677 |
| 98% | \$521,196 |
| Motor Veh. | \$25,128,117 |
| 92% | \$53,171 |
| | \$574,367 |
| One cent | |
| = | \$24,972 |

COUNCIL COMMENTS: Sandy Coughlin stated that there are several good points in Norris Jeffrey's e-mail concerning the village in its entirety.

Jo Waybright addressed Norris Jeffrey's pool comment that to her knowledge the pool was set up as an amenity and even though it is the VOLP's desire for the pools to pay for themselves the probability is low.

Virginia Currence stated that competitive bids are done for all projects over \$200 to \$300.

Greg Crosby stated that as Council approached this year's budget, it was our intent to not have a tax increase however in order to maintain the same services that everyone expects and maintain the beauty in the common areas, an increase is necessary. The Stormwater fee is part of the federal government's standards in order to be in compliance with the Stormwater Ordinance.

ADJOURN: Sandy Coughlin made the motion to adjourn the Public Hearing – Proposed 2009 – 2010 Budget. Greg Crosby seconded the motion. Vote – Unanimous.

Respectfully submitted,

Mayor Kendall Spence

Village Clerk, Cheri Clark

MINUTES VILLAGE OF LAKE PARK COUNCIL MEETING

**3801 LAKE PARK ROAD, LAKE PARK, NC
REGULAR SESSION**

CALL TO ORDER: Mayor Kendall Spence called the Regular Session of the Village of Lake Park Council to order.

APPROVAL OF MINUTES: Public Hearing – Proposed Community Center Renovation - Sandy Coughlin made the motion to accept the April 14th Proposed Community Center Renovation minutes. Greg Crosby seconded the motion. Vote – Unanimous. Public Hearing – Historically Underutilized Businesses (HUB) – Sandy Coughlin made the motion to accept the April 14th HUB minutes. Virginia Currence seconded the motion. Vote Unanimous. Jo Waybright made the motion to accept the April 14th Regular Session minutes. Greg Crosby seconded the motion. Under discussion – Jo Waybright requested the following corrections – Page 2, Under Public Comment – Kimberly Stoll next to the last sentence add the last names. Welch and. Wilson. Page 12, 2nd paragraph remove the word “to” Vote – Unanimous. Budget Workshop April 28th – Sandy Coughlin made the motion to accept the April 28th, Budget Workshop minutes. Greg Crosby seconded the motion. Vote – Unanimous. Sandy Coughlin made a motion to approve the April 28th Executive Session Minutes. Greg Crosby seconded the motion. Vote – Unanimous.

PUBLIC COMMENT:

Maurice Trull discussed the parking citation he received on April 18th, the day of the yard sale. If you are issuing citations, then make sure everyone receives citations. Make sure that residents are treated the same as commercial vehicles, special events etc. Connie’s Pond needs a fountain to circulate the water. Mr. Trull is more than willing to help install the fountain if that would be helpful. Virginia Currence shared that two pond professionals had told her that these shallow stormwater ponds will not support fountains unless the motor is placed on the land due to the silt in the ponds. Mr. Trull stated that the first fountain in Connie’s Pond lasted ten years.

CHANGES TO THE AGENDA: Add the following: 14A. Closed Session. Sandy Coughlin made the motion to accept the agenda as amended. Greg Crosby seconded the motion. Vote – Unanimous.

FINANCE OFFICER’S MONTHLY REPORT: Cheryl Bennett presented the budget for Council review.

| | <u>Apr 09</u> | <u>Jul '08 - Apr 09</u> | <u>Budget</u> | <u>% of Budget</u> |
|---------------------------------------|---------------|-------------------------|---------------|--------------------|
| General Fund | | | | |
| Revenues | | | | |
| Other revenues | | | | |
| Payment Kirby park sidewalk | 0.00 | 16,314.95 | 4,500.00 | 362.55% |
| Approp. Fund Balance | 102,122.00 | 102,122.00 | 102,122.00 | 100.0% |
| National Night Out | 0.00 | 320.00 | 4,890.00 | 6.54% |
| Civil Penalties | 650.00 | 850.00 | 200.00 | 425.0% |
| Investment revenue | 156.73 | 7,126.26 | 21,000.00 | 33.94% |
| Miscellaneous | 0.00 | 1,715.35 | 1,161.00 | 147.75% |
| Total Other revenues | 102,928.73 | 128,448.56 | 133,873.00 | 95.95% |
| Other Taxes | | | | |
| Cable franchise-from Time Warne | 0.00 | 1,570.00 | 2,800.00 | 56.07% |
| Total Other Taxes | 0.00 | 1,570.00 | 2,800.00 | 56.07% |
| Parks & Recreation Revenue | | | | |

| | | | | |
|--|--------------------------|--------------------------|----------------------------|----------------------|
| Recreation Program Fees | 158.00 | 1,192.70 | 200.00 | 596.35% |
| Community Center rental | 305.00 | 2,600.00 | 2,800.00 | 92.86% |
| Gazebo rental | 0.00 | 60.00 | 400.00 | 15.0% |
| Recreation concession sales | 0.00 | 0.00 | 800.00 | 0.0% |
| Recreation daily swim fees | 33.00 | 3,604.84 | 6,200.00 | 58.14% |
| Recreation season pass fees | <u>2,656.00</u> | <u>5,343.00</u> | <u>50,000.00</u> | <u>10.69%</u> |
| Total Parks & Recreation Revenue | 3,152.00 | 12,800.54 | 60,400.00 | 21.19% |
| Property Taxes | | | | |
| Ad valorem current year | 4,135.12 | 478,310.90 | 477,784.00 | 100.11% |
| Ad valorem prior years | 533.74 | 9,271.95 | 4,200.00 | 220.76% |
| Late fees (ad) | 6.21 | 108.70 | 92.00 | 118.15% |
| Motor vehicle tax | 7,046.57 | 40,075.84 | 51,010.00 | 78.57% |
| Penalties and interest | 525.97 | 2,442.54 | 1,250.00 | 195.4% |
| Utility ad valorem | <u>0.00</u> | <u>6,519.98</u> | <u>7,000.00</u> | <u>93.14%</u> |
| Total Property Taxes | 12,247.61 | 536,729.91 | 541,336.00 | 99.15% |
| State Shared Revenues | | | | |
| Solid Waste Disposal Tax | 0.00 | 455.69 | 0.00 | |
| Telecom. Franchise | 0.00 | 956.00 | 600.00 | 159.33% |
| Piped Gas | 0.00 | 3,945.00 | 1,400.00 | 281.79% |
| Elec. franchise tax | 0.00 | 30,977.59 | 70,000.00 | 44.25% |
| Cable Rev. (from State) | 0.00 | 11,653.45 | 18,000.00 | 64.74% |
| Sales and use tax | 12,064.14 | 91,221.19 | 190,000.00 | 48.01% |
| Utility franchise | <u>0.00</u> | <u>0.00</u> | <u>0.00</u> | <u>0.0%</u> |
| Total State Shared Revenues | <u>12,064.14</u> | <u>139,208.92</u> | <u>280,000.00</u> | <u>49.72%</u> |
| Total Revenues | <u>130,392.48</u> | <u>818,757.93</u> | <u>1,018,409.00</u> | <u>80.4%</u> |
| Expense | | | | |
| Capital Outlay | | | | |
| Community Center Addition | 0.00 | 2,500.00 | 4,500.00 | 55.56% |
| Pond Landscape | 0.00 | 0.00 | 50,000.00 | 0.0% |
| Capital Outlay Exp. | 0.00 | 1,100.00 | 10,000.00 | 11.0% |
| Reserve for Capital Replacement | <u>0.00</u> | <u>0.00</u> | <u>10,000.00</u> | <u>0.0%</u> |
| Total Capital Outlay | 0.00 | 3,600.00 | 74,500.00 | 4.83% |
| General Administrative Expenses | | | | |
| Adm Assistant | 0.00 | 144.00 | 600.00 | 24.0% |
| Clerk/Tax Collector | 3,565.42 | 35,654.20 | 42,785.00 | 83.33% |
| Council | 0.00 | 8,250.00 | 11,000.00 | 75.0% |
| Finance Officer | 855.83 | 8,558.30 | 10,270.00 | 83.33% |
| Mayor | 0.00 | 2,250.00 | 3,000.00 | 75.0% |
| Payroll Expenses | <u>338.22</u> | <u>4,196.52</u> | <u>5,400.00</u> | <u>77.71%</u> |
| Total General Administrative Expenses | 4,759.47 | 59,053.02 | 73,055.00 | 80.83% |

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|--|------------------|-------------------|-------------------|----------------|
| Maintenance of Common Areas | | | | |
| Landscaping | 10,800.00 | 121,824.00 | 165,000.00 | 73.83% |
| Park maintenance | 2,736.21 | 16,805.50 | 32,561.00 | 51.61% |
| Pond maintenance | <u>1,649.57</u> | <u>9,989.57</u> | <u>11,000.00</u> | <u>90.81%</u> |
| Total Maintenance of Common Areas | 15,185.78 | 148,619.07 | 208,561.00 | 71.26% |
| Operating Costs | | | | |
| Advertising | 117.00 | 157.42 | 400.00 | 39.36% |
| Association dues | 0.00 | 2,880.00 | 2,880.00 | 100.0% |
| Bank charges | 0.00 | 0.00 | 20.00 | 0.0% |
| Elections | 0.00 | 560.25 | 800.00 | 70.03% |
| Insurance/bonds | -5.63 | 8,677.45 | 9,800.00 | 88.55% |
| Miscellaneous oper. exp. | 217.84 | 298.80 | 630.00 | 47.43% |
| Newsletter/website/flyers | 511.74 | 2,205.17 | 2,700.00 | 81.67% |
| Office | 0.00 | 1,435.11 | 7,100.00 | 20.21% |
| Postage | 70.49 | 414.41 | 400.00 | 103.6% |
| Tax collection | 0.00 | 1,265.88 | 1,270.00 | 99.68% |
| Telephone | 219.59 | 2,268.52 | 2,900.00 | 78.23% |
| Training | -150.00 | 0.00 | 700.00 | 0.0% |
| Travel | <u>0.00</u> | <u>23.24</u> | <u>500.00</u> | <u>4.65%</u> |
| Total Operating Costs | 981.03 | 20,186.25 | 30,100.00 | 67.06% |
| Other Expenditures | | | | |
| Economic Development | 136.82 | 828.09 | 2,500.00 | 33.12% |
| Contingency | 0.00 | 0.00 | 8,000.00 | 0.0% |
| Stormwater Fee | <u>0.00</u> | <u>3,320.00</u> | <u>12,000.00</u> | <u>27.67%</u> |
| Total Other Expenditures | 136.82 | 4,148.09 | 22,500.00 | 18.44% |
| Parks & Recreation | | | | |
| Pool Operations | 0.00 | 160.99 | 1,000.00 | 16.1% |
| Comm. center maintenance | 594.00 | 5,069.70 | 8,919.00 | 56.84% |
| Seasonal Decorations | 0.00 | 12,487.42 | 12,500.00 | 99.9% |
| Natural Gas | 108.34 | 928.12 | 1,200.00 | 77.34% |
| Pool maintenance | 11,300.00 | 16,811.99 | 21,500.00 | 78.2% |
| Pool management fee | 7,344.00 | 26,630.50 | 46,880.00 | 56.81% |
| Events/Recreation programs | 0.00 | 1,648.89 | 2,300.00 | 71.69% |
| Storage Rental | 0.00 | 1,193.40 | 1,194.00 | 99.95% |
| Water/Sewer | <u>58.82</u> | <u>1,471.40</u> | <u>3,000.00</u> | <u>49.05%</u> |
| Total Parks & Recreation | 19,405.16 | 66,402.41 | 98,493.00 | 67.42% |
| Professional Fees | | | | |
| Engineering Fees | 0.00 | 0.00 | 2,500.00 | 0.0% |
| Accountant | 0.00 | 4,100.00 | 4,200.00 | 97.62% |
| Legal Counsel | <u>2,884.00</u> | <u>10,008.94</u> | <u>10,000.00</u> | <u>100.09%</u> |
| Total Professional Fees | 2,884.00 | 14,108.94 | 16,700.00 | 84.49% |

| | | | | |
|--|-------------------------|-------------------------|---------------------|----------------------|
| Public Services/Safety | | | | |
| Street Signs | 0.00 | 1,680.00 | 3,500.00 | 48.0% |
| National Night Out | 0.00 | 1,485.88 | 7,000.00 | 21.23% |
| Community Watch | 0.00 | 0.00 | 1,000.00 | 0.0% |
| Garbage collection | 21,250.94 | 190,535.90 | 257,000.00 | 74.14% |
| Law enforcement | 0.00 | 132,718.00 | 133,000.00 | 99.79% |
| Street Lights | <u>7,172.36</u> | <u>79,038.40</u> | <u>93,000.00</u> | <u>84.99%</u> |
| Total Public Services/Safety | <u>28,423.30</u> | <u>405,458.18</u> | <u>494,500.00</u> | <u>81.99%</u> |
| Total Expense | <u>71,775.56</u> | <u>721,575.96</u> | <u>1,018,409.00</u> | <u>70.85%</u> |
| Net excess of Rev. over Exp. - General Fund | <u>58,616.92</u> | <u>97,181.97</u> | <u>0.00</u> | <u>100.0%</u> |
| Powell Bill | | | | |
| Powell Bill Revenue | | | | |
| Fund Bal. from Powell Bill | 0.00 | 0.00 | 112,624.00 | 0.0% |
| Interest - Powell Funds | 23.47 | 476.20 | 400.00 | 119.05% |
| Powell Bill Revenue | <u>0.00</u> | <u>96,089.45</u> | <u>96,089.00</u> | <u>100.0%</u> |
| Total Powell Bill Revenue | 23.47 | 96,565.65 | 209,113.00 | 46.18% |
| Powell Bill Exp. | | | | |
| Street Exp. - Powell Bill | <u>392.00</u> | <u>94,211.97</u> | <u>209,113.00</u> | <u>45.05%</u> |
| Total Powell Bill Exp. | <u>392.00</u> | <u>94,211.97</u> | <u>209,113.00</u> | <u>45.05%</u> |
| Net Powell Bill | <u>-368.53</u> | <u>2,353.68</u> | <u>0.00</u> | <u>100.0%</u> |
| Net Excess of Rev. over Exp. | <u><u>58,248.39</u></u> | <u><u>99,535.65</u></u> | <u><u>0.00</u></u> | <u><u>100.0%</u></u> |

Cheryl Bennett suggested a motion to reserve \$10,000 of Fund Balance in accordance with the line item Capital Outlay Expense. Sandy Coughlin made the motion to move \$10,000 to Fund Balance. Greg Crosby seconded the motion. Vote - Unanimous

Village of Lake Park
Budget Ordinance
2009-10

BE IT ORDAINED by the Governing Board of the Village of Lake Park, North Carolina:

Section 1: The following amounts are hereby appropriated in the General Fund for the operation of the village government and its activities for the fiscal year beginning July 1, 2009, and ending June 30, 2010, in accordance with the chart of accounts heretofore established for this Village:

| | |
|--------------------------------|-----------|
| General Administrative Expense | \$ 74,736 |
| Capital Outlay | 20,000 |
| Maintenance of Common Areas | 204,000 |
| Operating Costs | 30,100 |
| Other Expenditures | 22,000 |
| Parks & Recreation | 83,280 |
| Professional Fees | 14,400 |
| Public Services/Safety | 522,716 |

| | |
|----------------|-------------|
| Stormwater Fee | 38,000 |
| Powell Bill | 85,500 |
| Total | \$1,094,732 |

Section 2: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2009, and ending June 30, 2010:

| | |
|----------------------------|--------------|
| Property Tax Income | \$ 585,789 |
| State Shared Revenues | 230,300 |
| Parks & Recreation Revenue | 60,100 |
| Other Taxes | 3,000 |
| Appropriated Fund Balance | 79,098 |
| Other Revenues | 12,945 |
| Stormwater Fee | 38,000 |
| Powell Bill | 85,500 |
| Total | \$ 1,094,732 |

Section 3: There is hereby levied a tax at the rate of twenty-three cents (\$.23) per one hundred dollars (\$100) valuation of property as listed for taxes as of January 1, 2009.

This rate is based on a total valuation of real and personal property for the purposes of taxation of \$ 231,231,677 and an estimated rate of collection of 98%, and a valuation of \$25,128,117 for motor vehicles, and an estimated collection rate of 92%.

Section 4: The Budget Officer is hereby authorized to transfer appropriations as contained herein under the following conditions:

- a. She may transfer amounts between line item expenditures, or from Contingency, up to a dollar amount of \$1,000.
- b. An official report on all transfers should be made to Council at the next scheduled meeting.
- c. Transfers should not be made to salary accounts.

Section 5: Copies of this Budget Ordinance shall be furnished to the Clerk of the Governing Board and to the Budget Officer and Finance Officer to be kept on file by them for their direction in the disbursement of funds.

Adopted this ____ day of May, 2009.

Attest:

Cheri Clark, Village Clerk

Kendall Spence, Mayor

Virginia Currence made the motion that we accept the 2009/2010 Proposed Budget as presented. Clint Newton seconded the motion. Vote – Unanimous.

TAX OFFICER'S REPORT: Ninety nine percent of the budgeted tax ad valorem has been collected. Mayor Kendall Spence has discussed with the Ken Swain the possibility of changing Cheri's title. Because we are a Mayor/Council, Ken Swain suggested a department head title change.

PUBLIC SERVICES (Waste Collection & Electric): Sandy Coughlin has approved the April waste collection bill after finding and correcting a \$4.00 error on the invoice.
Clint Newton reported that power usage continues to decline however cost continues to rise.

COMMUNICATION: Greg Crosby asked that all articles for the next Villager be submitted by May 15th. Articles for the May newsletter will include topics such as: Fourth of July, 2009/2010 Budget, Stormwater and requesting Veterans to participate in the Fourth of July parade.

STORMWATER: John Ross with Eagle Engineering addressed the Council concerning the street flooding on Fennell and Guess.

Ms. Cheri Clark
Village Clerk
Village of Lake Park
3901 Lake Park Road
Lake Park, NC 28079

Re: Storm Drainage Investigation
Fennell Street/Guess Street
Eagle Engineering Inc. Project Number: 3995

Dear Ms. Clark:

Eagle Engineering, Inc. (EEI) has conducted a field investigation to evaluate potential causes of storm drainage overflow at the Fennell Street/Guess Street intersection located in the Normandy neighborhood in the Village of Lake Park. Our investigation consisted of visual inspections of the existing storm drainage system and the surrounding area. The focus of our investigation was the existing 15 inch diameter culvert extending from the northern catch basin in the Fennell/Guess intersection and discharging to the headwall across from the fishing pier in Lake Charles.

Visual observations and a review of data on file revealed the following:

1. The 15 inch diameter reinforced concrete pipe (rcp) is located in common area owned by the Village and located between Lot 20 (5301 Fennell Street) and Lot 21 (5209 Fennell Street)
2. The pipe is approximately 146 feet long and slopes from an elevation of 631.4 feet at the catch basin to an elevation of 629.8 at the headwall. The normal pool for Lake Charles is approximately 631.0 and the discharge end of the pipe is mostly submerged during normal conditions.
3. A depressed area of the sidewalk was noted just south of the seating area near the pond. The depression, 2 to 3 inches in depth, appears to coincide with the sanitary sewer outfall that parallels the south side of Lake Charles behind the lots fronting on Fennell Street.
4. A photo taken from the pond side of the headwall revealed what appeared to be a sediment obstruction of the pipe; perhaps consistent with the sidewalk depression.

Based on the observations above, it was recommended to the Village that a utility camera be utilized to transverse the pipe to define areas subject to crushing or displacement between the pipe joints. At the direction of the Village, EEI employed Tarheel Underground Camera, Inc. to provide the service. With the known presence of sediment

Atlanta
PO Box 551
Alpharetta, GA 30009
Ph 678 339 0640
Fax 678 339 0534

www.eagleonline.net

Charlotte
2013 Van Buren Avenue
Indian Trail, NC 28079
Ph 704 882 4222
Fax 704 882 4232

in the pipe, a hydro-cleaning truck was also employed to pressure clean the pipe and vacuum, to the extent possible, sediment from the catch basin in the street. On May 6, the camera and cleaning of the system occurred in the presence of EEI personnel.

The first attempt included advancing the camera the length of the pipe. At a distance of approximately 134 feet from the catch basin, an unknown obstruction, black in color was encountered and the camera could not advance.

Several attempts were made to blast the sediment and obstruction from the pipe with the hydro-cleaning equipment. The equipment could not penetrate the obstruction along the flow line of the pipe. The attempts were made from both the street and pond side of the pipe.

A final attempt at advancing the camera through the now-cleaner pipe yielded an image of what we believe to be a tree root growing thorough the pipe consistent with the location of the obstruction. A photograph was taken from the pond side of headwall which serves to reinforce the presence of a now cleaner root traversing the pipe. The root appears to be located near the joint between the first and second section of pipe from the pond.

Based on the findings noted above, it is our opinion that the root obstructing the pipe creates a damming effect for debris, grass clippings, street trash and sediment transferred though the pipe and the restricted flow has resulted in recent flooding within the street. In this regard, we offer the following measures to remedy the problem.

- 1) Locate underground utilities within the area of concern
- 2) Remove the large tree and the root system adjacent to the headwall and pipe
- 3) Build a temporary coffer dam around the headwall and pump the pipe dry for repairs
- 4) Remove the headwall and pipe as required (we anticipate two sections of pipe)
- 5) Clean the pipe upstream to the street including the two segments and three catch basins at the Fennell/Guess intersection
- 6) Replace the removed pipe with new pipe materials
- 7) Reconstruct the headwall
- 8) Stabilize the disturbed area and remove the temporary coffer dam

EEI personnel will be available to provide periodic observations of the repairs. It is recommended that the cleaned pipe be inspected prior to placement of the new pipe segments to verify that pipe joints are not displaced within the existing system and that repairs are not necessary beyond the limits noted above. It is our hope that the depression within the sidewalk, in proximity to the sewer crossing, is surface damage only and is not reflected within the pipe.

Should additional sections of pipe removal be required, the repairs will likely necessitate the removal of additional shrubs and potentially sidewalk sections as well. Once the pipe repairs are complete, the sidewalk should be repaired to alleviate what may be a tripping hazard.

Ms. Cheri Clark
5/7/2009
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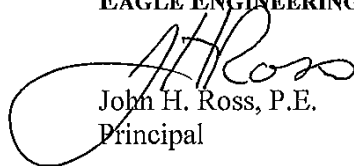
I am currently working to secure pricing from a qualified contractor for the services noted above. I will forward that information as soon as it is available.

I will deliver copies of photos taken during the investigation as well as a DVD of the video footage from the utility camera. It reinforces the need to educate our citizens regarding debris and grass clippings in the storm systems.

Thank you for the opportunity to be of service to the Village on this project. Please let me know if there is anything more you need at this time.

Sincerely,

EAGLE ENGINEERING, INC.



John H. Ross, P.E.
Principal

The VOLP has received quotes on two options from J. B. Preslar Trucking Company.

Option 1

- 1) Locate underground utilities within the areas of concern
- 2) Remove the large tree and root system adjacent to the headwall and pipe
- 3) Build a temporary coffer dam around the headwall and pump the pipe dry for repairs
- 4) Remove the headwall and pipe as required (anticipate two sections of Pipe)
- 5) Clean the pipe upstream to the street including the two segments and three Catch basins at the Fennell/Guess intersection
- 6) Replace the removed pipe with new pipe materials
- 7) Reconstruct the headwall
- 8) Stabilize the disturbed area and remove the temporary coffer dam
- 9) Replace 80 SF. 4" concrete sidewalk

Total

\$ 12,850.00

Option 2

- 1) Locate underground utilities within area of concern
- 2) Remove the large tree and root system adjacent to the headwall and pipe
- 3) Plug pipe with sand bags and pump pipe dry for repairs
- 4) Remove damage section of pipe construct dog house man if possible this will eliminate replacing headwall and coffer dam
- 5) Clean the pipe up stream to the street including the two segments and three Catch basins at Fennell/Guess intersection
- 6) Stabilize the disturbed area
- 7) Replace 80 SF. 4" concrete sidewalk

Total

\$ 8,400.00

Virginia Currence made the motion to move \$8000 from the Contingency Line Item into the Stormwater line item. Clint Newton seconded the motion. Vote – Unanimous. Sandy Coughlin made the motion to authorize Eagle Engineering to supervise the work being done by J.B. Preslar Company and Tarheel Underground Camera on Guess and Fennell streets. Clint Newton seconded the motion. Vote – Unanimous.

Virginia Currence stated that Parks and Rec would like to salvage the hedges if at all possible. Mrs. Lowther, the resident next to the common area on Fennell Street, thanked Council and Cheri Clark for their prompt response to the situation.

SECURITY: Deputy Haywood shared that there have been 404 total calls for the month of April. The call volume includes 118 Business Checks, 55 Improperly Parked vehicles, 31 Bike Patrols, 30 traffic stops, and 12 Preventative Patrols. We are still experiencing a large number of false alarms. Jo Waybright asked if they were all to the same address. The arsonist at the Gazebo was apprehended and fined \$100 which is the maximum amount according to the parks ordinance. Deputy Haywood asked if there is form letter available that enables you to ban someone from the parks. Attorney Ken Swain will develop one. There were forty four ordinance violations in the VOLP.

Deputy Haywood introduced Joe Clough the new deputy in Lake Park to the Council. Joe has eight years experience with the Sheriff's Department. He has served at the jail, courthouse, patrol, school resource officer, and the VOLP.

PARK AND RECREATION: Virginia Currence shared that Lucas Landscaping planted all of this year's flowers for \$450. We eliminated a couple sites, planted few plants and switched to perennials. As people divide plants, if they have some that they would like to donate, please call Virginia Currence, Jo Waybright or Cheri Clark.

We have Lelands on the Alden and Conifer end that needs to be removed – about \$1700. The adjoining residents to the common area will need to be notified. We have two Shagbark Hickories that are beside the gazebo in the Town Center Park that are dying. There is a fifty percent chance that they can be saved, so we are going to treat them - \$1100 total - \$500 for the first treatment. Virginia Currence asked Council to give Parks and Rec permission to use our judgment to determine whether to remove or treat the hickories before the next Council meeting. Virginia Currence made the motion to allow Parks and Rec up to \$1300 to treat or remove the hickories. Sandy Coughlin seconded the motion. Under discussion – Mayor Kendall Spence stated that the drought had taken a toll on our trees in Lake Park. Vote – Unanimous.

Jo Waybright thanked Doyle Waybright, Bob Haegele, John Barnes, Kendall Spence and Cheri Clark for their work on Goose Control. Eighty six eggs were added. We do have about 20 goslings

Clint Newton volunteered to help with the Fourth of July this year. Jo Waybright asked Ken Swain if three Council people could be at the next Parks and Rec meeting to plan the Fourth of July. Clint Newton can only discuss the upcoming event.

The Parks and Recreation Policy Guidelines were distributed to Council for review. Parks and Rec recommends to Council that we void a \$50 fishing citation if a permit is purchased within three business days after receiving the citation. Jo Waybright made the motion to approve the amended Parks and Recreation 2009 Policy Guide. Clint Newton seconded the motion. Vote – Unanimous.

The Pool key tags for the 2009 season will cost \$515.60. Jo Waybright made the motion that we purchase the key tags for \$515.60. Clint Newton seconded the motion. Under discussion, Sandy Coughlin stated that Parks and Rec may want to look at the website vendor where the Economic Development Commission purchased their key tags. Vote – Unanimous.

STREET BUSINESS: Boggs Paving is planning on resurfacing in June for two weeks. Mayor Kendall Spence will check with Indian Trail to see if they have heard anything concerning Faith Church and Indian Trail/Unionville intersection.

The HOA is exploring foreclosure of the two Cypress homes that have been abandoned.

The Monroe Connector/Bypass – North Carolina Turnpike Authority has sent out information to each town concerning the proposed bypass. They are requesting input from the towns concerning the impact of the bypass. The letter needs to be sent by June 15, 2009. Greg Crosby will write the letter for the village.

ECONOMIC DEVELOPMENT: Sandy Coughlin stated that the April 1st Economic Development meeting was cancelled and the next meeting is May 21st. On May 27th, Sandy Coughlin will be attending a forum for the Union County Partnership.

As the Economic Development Commission looks to next year the plan is to host one workshop.

Due to the increase in workflow and number of hours spent in the office, the staff has requested a laptop which will provide two workstations and should help to increase efficiency. The staff is requesting \$857.73 to purchase the laptop and software. Virginia Currence made the motion that we purchase the computer. Clint Newton seconded the motion. Vote – Unanimous.

SET AGENDA FOR JUNE 9, 2009: Delete: Public Hearing for 2009-2010 Budget.

CLOSED SESSION: Sandy Coughlin made the motion to go into closed session to discuss a legal matter concerning a matter of potential litigation. Greg Crosby seconded the motion. Vote – Unanimous.

Clint Newton made the motion to return to the Regular Session. Sandy Coughlin seconded the motion. Vote – Unanimous.

COUNCIL COMMENTS:

Jo Waybright stated that she didn’t want to create friction in the Council because we have always worked together – but why is the Community Center expansion the only questionable expense and not a value to the town. The pool is an amenity. People who use it do not completely pay the total cost. It is considered a value to the town. The parks do not generate any revenue to help support the cost of upkeep. The ponds do not generate any revenue to help support the cost of upkeep. Keeping the common areas landscaped does not generate any revenue. Garbage collection does not generate any revenue but it is considered a value to the town. The tennis courts and basketball courts do not generate any revenue. The playgrounds do not generate any revenue. All of these require additional funds every year but are considered a great value to the Village of Lake Park. I still believe the Community Center expansion work would be a great value to Lake Park. Contract work costs are already increasing and if the work ever is approved, the cost has already increased!

Sandy Coughlin reminded Council that they had been invited to the Central Academy at Lake Park graduation. Dr Bill Kamm is the commencement speaker. Please RSVP. Valarie Ross and Sandy Coughlin have been compiling and archiving materials concerning the VOLP. In 2013, we celebrate our twentieth anniversary. Please think about someone who would be a good chairperson to head up this project.

Kendall Spence thanked Jo and Doyle for all of their hard work on the Goose Patrol.

ADJOURN: Sandy Coughlin made a motion to adjourn the meeting. Greg Crosby seconded the motion. Vote – Unanimous.

Respectfully submitted,

Mayor Kendall Spence

Village Clerk, Cheri Clark